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June 14, 2002

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ATTN: BOX CPA  
Commissioner for Patents  
Washington, D.C. 20231

TECH CENTER 1600/2900

This paper is a request for a **Continued Prosecution Application** under 37 C.F.R. § 1.53(d) of:

Applicants: **Jay Leng**  
Title: **CELL PROLIFERATION ASSAY**  
Prior U.S. Application No.: **09/559,874**  
Filing date: **April 25, 2000**

#  
16  
KD  
8-16-02

The prior application is complete as defined by 37 C.F.R. § 1.51(b), or is a national stage of an international application filed in compliance with 35 U.S.C. § 371.

This request for a CPA is the reference to the prior application noted above as required by 35 U.S.C. § 120. Kindly abandon the prior application in favor of the continued proceedings that are requested herein.

Kindly enter the Response After Final which was previously filed on April 29, 2002.

The prior application is assigned of record to Chemicon International, Inc., by virtue of an Assignment submitted to the Patent and Trademark Office for recording on September 19, 2000, at reel 011108, frame number 0446.

08/02/2002 AWONDAF1 00000067 09559874

01 FC:231

370.00 OP

EXPRESS MAIL Number: EV 047294982 US

Date of Deposit: JULY 29, 2002

I hereby certify that this paper is being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: ATTN: BOX CPA, Commissioner for Patents, Washington, D.C. 20231

**JASON BERRY**

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105175-159906

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02 FC:202

**GRAY CARY WARE & FREIDENRICH LLP**

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BOX CPA

July 29, 2002

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This request includes THREE sheets and the following:

- One-Month Petition for Extension of Time (2 pages)
- Return Postcard

The entire disclosure of the prior application is considered as being part of the disclosure of accompanying application and is incorporated by reference.

Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

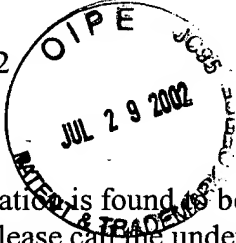
	Number Filed		Number Extra		Rate			Fee	
					Large Entity	Small Entity		Small Entity	Large Entity
Total Claims	54 - 54	=	0	X	\$	\$09	=	\$ 0.00	\$ 0.00
Independent Claims	7 - 7	=	0	X	\$	\$42	=	\$ 0.00	\$ 0.00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					\$	\$140		\$0.00	
					BASIC FEE			\$370.00	\$ 0.00
					TOTAL FEE			\$370.00	\$ 0.00

XX Enclosed is check number 514753 in the amount of \$425.00 which includes \$370.00 as the basic CPA filing fee and \$55.00 for a one-month extension of time. The Commissioner is hereby authorized to charge the extra claim fees and any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A copy of the Transmittal Letter is enclosed.

**GRAY CARY WARE & FREIDENRICH LLP**

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If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1456.

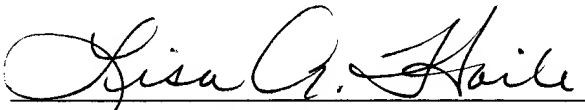
Kindly acknowledge receipt of this application by returning the enclosed postcard.

All future correspondence should be addressed to:

**Lisa A. Haile, J.D., Ph.D.**  
**GRAY CARY WARE & FREIDENRICH LLP**  
4365 Executive Drive, Suite 1100  
San Diego, CA 92121-2133  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

Respectfully submitted,

**GRAY CARY WARE & FREIDENRICH LLP**

  
\_\_\_\_\_  
Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347

\_\_\_\_\_  
July 29, 2002  
Date

**GRAY CARY WARE & FREIDENRICH LLP**  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133  
**USPTO Customer Number 28213**

Enclosure  
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